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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of: Peter H. Rogers et al.

Group No.: 3761

Serial No.: 09/842,610

Docket No. 062004-1640

Filed: April 26, 2001

For: **An Apparatus And Method For Implementing Hydro-Acoustic Therapy For The Lungs**

RESPONSE TO MISSING PARTS NOTICE

Honorable Commissioner of Patents
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application, Filing Date Granted, dated June 19, 2001, please find enclosed:

1. Verified Statement Claiming Small Entity Status;
2. Declaration for Patent Application;
3. A copy of the Notice to File Missing Parts of Application, Filing Date Granted;

and

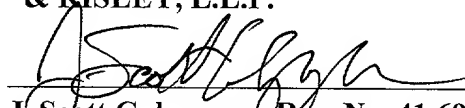
4. A check in the amount of \$65.00 to cover the additional surcharge fee for filing this Response to the Missing Parts Notice.

The Commissioner is authorized to charge Deposit Account 20-0778 for any deficiencies or credit any over payments.

Respectfully Submitted,

**THOMAS, KAYDEN, HORSTEMEYER
& RISLEY, L.L.P.**

By:


J. Scott Culpepper, Reg. No. 41,692

Suite 1750, 100 Galleria Parkway
Atlanta, Georgia 30339-5948
(770) 933-9500
MissingPartsResp

06/19/01 09:00:00

CERTIFICATE OF MAILING

I hereby certify that the below listed items are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

Assistant Commissioner for Patents

**Box: Missing Parts
Washington, D.C. 20231**

on August 17, 2001

Sheila Gray
Sheila Gray

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The following is a list of documents enclosed:

Return Postcard

Response to Missing Parts

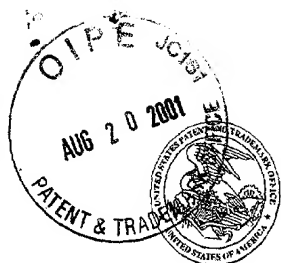
Copy of Notice of Missing Parts – Filing Date Granted

Verified Statement Claiming Small Entity Status

Declaration for Patent Application

Fee Transmittal

A check in the amount of \$65.00 to cover the additional surcharge fee



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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/842,610	04/26/2001	Peter H. Rogers	062004-1640

CONFIRMATION NO. 8626

24504
THOMAS, KAYDEN, HORSTEMEYER & RISLEY, LLP
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ATLANTA, GA 30339-5948

FORMALITIES LETTER



OC00000006200079

Date Mailed: 06/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

08/22/2001 NABDI1 00000071 03842610

01 FC:205

65.00 DP

A copy of this notice **MUST** be returned with the reply.

THOMAS, KAYDEN,
HORSTEMEYER & RISLEY, L.L.P.

JUN 22 2001

Customer Service Center
 1-800-368-2772

Initial Patent Examination Division (703) 308-1202